IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

WRIT PETITION (LODG.) NO.906 OF 2004

Mrs. Alzira Vaz ..Petitioner.
Vs.
St. Lawerence Primary School & Ors. ..
Respondents.

WITH
WRIT PETITION (LODG.) NO.907 OF 2004

Kanka M. Naidu ..Petitioner.
Vs.
St. Lawerence Primary School & Ors. ..
Respondents.

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Mr. Rahul S. Thakur for the petitioner.
Mr. F.L. Berarwala with Rohini M. Dandekar i/b Berarwala & Co. for respondent Nos.1 to 5.
Ms. A.K. Savla for respondent No.6.

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CORAM : DALVEER BHANDARI, C.J.&
DR.D.Y.CHANDRACHUD, J.

23rd September, 2004.

P.C. :

By the order dated 8th January, 2004 of the Education Officer, the termination of the petitioners was held to be illegal and unjust. By this order, the school management was directed to immediately take back the petitioners into service after following the due procedure. This order has not been complied with by the

management and the management had not taken back the petitioners in service. There is no stay against the order dated 8th January, 2004 passed by the Education Officer.

At this stage, the learned counsel appearing for the respondent submits that he would deposit the entire amount due and payable to the petitioners with the Education Officer and the petitioners would be at liberty to withdraw that amount upto the date of termination. On deposit of this amount, the Commissioner is directed to dispose of the appeal filed by respondent No.1. No further directions are necessary. The writ petitions are accordingly disposed of.

CHIEF JUSTICE

DR.D.Y.CHANDRACHUD, J.